

**MINUTES OF THE REGULAR TRANSPORTATION COMMISSION MEETING
HELD IN THE O.D.O.T. BUILDING COMMISSION MEETING ROOM
OKLAHOMA CITY, OKLAHOMA**

DATE: Monday, January 9, 2006
TIME: 11:00 a.m.
PLACE: Commission Meeting Room,
ODOT Building

BE IT REMEMBERED that on Monday, the 9th day of January, 2006, at the hour of 11:00 a.m., the Transportation Commission met in the Commission Meeting Room of the ODOT Building in Oklahoma City, OK.

Present:	James H. Dunegan	Vice Chairman
	Jackie Cooper	Member
	Dan Overland	Chairman
	Bruce Benbrook	Member
	Loyd Benson	Member
	Brad Burgess	Member
	Guy Berry	Member

Absent: Carlisle Mabrey

Chairman Dan Overland presiding

The agenda for this Commission Meeting was posted at or before 8:30 a.m. on Wednesday, January 4, 2006, prior to the meeting. The notification was placed in the display case in the lobby of the ODOT Building and on the glass doors on the north side of the ODOT Building, and sent to the Secretary of State in accordance with 25 O.S. Section 311.

The following items were presented and approved as written at the Transportation Commission meeting of January 9, 2006. For those items amended, deferred or rejected those notations were also made. Action taken by the Commission is noted here on these sheets.

Chairman Overland called the meeting to order. He called on Director Ridley who stated that in the last 75 years forty-five Department employees have lost their lives while on the job. Director Ridley stated that our forty-sixth fatality occurred when our employee Judd Faudree was fatally injured in an accident on December 28, 2005. The Director asked for a moment of silence to remember Mr. Faudree and the forty-five other persons who lost their lives while on the job.

ITEM PRESENTED BY THE SECRETARY TO THE COMMISSION

1. Approval of the Minutes of the Regular Commission Meeting of December 5, 2005

ACTION: Berry moved and Benbrook seconded that the Minutes be approved as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Benson, Benbrook, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN

2. Change Orders of \$10,000.00 or Less (Mr. Raymond)
 - a) Atoka County - SH-3 - NHY-17N(133) / 20249(04)#1, \$4.03 Underrun
 - b) Atoka County - SH-3 - NHY-17N(133) / 20249(04)#2, \$8,514.60
 - c) Caddo County - US-281- STPY-169H(92) / 21318(04), \$247.56
 - d) Craig County - Co.Rd. - STP-118C(43)CO / 21099(04), \$3,160.00
 - e) Garfield County - US-60 - NHG-19N(82)TR / 21219(04), \$4,444.00
 - f) Grady County - US-62 - STPY-26B(232) / 02070(05), \$3,250.00
 - g) Hughes County - SH-1 - STPY-32B(185) / 12542(04), \$0.00
 - h) Kiowa County - US-183 - NHY-9N(006) / 16063(04), \$1,900.00
 - i) Lincoln County - SH-18 - BRFY-141C(72) / 18035(04), \$7,293.23 Underrun
 - j) Lincoln County - Co.Rd. - BRO-141D(19)(96)CO / 17231(04), \$2,000.00
 - k) Mayes County - US-69 - MC-149N(87)/SSR-149B(88)SR / 22390(04), \$7,290.00
 - l) McClain County - IS-35 - BHIY-35-2(249)094/IMY-35-2(251)104/BHIY-35-2(253)096 / 17978(05), \$6,178.62
 - m) Noble County - IS-35 - NHIY-35-4(196)177 / 20247(04), \$5,696.00 Underrun
 - n) Oklahoma County - IS-44 - IMC-155N(482) / 22316(04), \$4,535.60
 - o) Oklahoma County - IS-44 - IMY-44-1(086)126 3R / 21931(04), \$797.40
 - p) Oklahoma County - Ct.St. - STP-155B(317)AG / 19681(04), \$6,417.00
 - q) Pontotoc County - Co.Rd. - BRO-162D(87)CO / 20106(04), \$650.00
 - r) Pontotoc County - SH-99 - CMAY-21N(005) / 10164(17) / \$2,456.51
 - s) Pontotoc County - SH-99 - NHY-012N(098) / 10164(22), \$321.34
 - t) Pontotoc County - Ind. Rd. - SAP-162D(098) / 18038(05), \$11,462.32 Underrun
 - u) Pontotoc County - Ct.St. - STP-162A(131)TR / 22020(04), \$5,033.71
 - v) Rogers County - Ct.St. - STP-166C(051)IG / 18432(04)#1, \$6,770.48
 - w) Rogers County - Ct.St. - STP-166C(051)IG / 18432(04)#2, \$1,488.00
 - x) Rogers County - Ct.St. - STP-166C(051)IG / 18432(04)#3, \$4,322.00
 - y) Rogers County - SH-66 - STPY-166A(149)TR / 21672(04), \$140.00
 - z) Seminole County - US-377 - NHY-12N(93)3R / 21961(04), \$538.74
 - aa) Tulsa County - US-64 - E-SAP-172N(298) / 22785(04), \$4,075.00
 - bb) Woods County - US-64 - STPY-176B(39) / 12570(08)#6, \$0.00
 - cc) Woods County - US-64 - STPY-176B(39) / 12570(08)#7, \$0.00
3. Speed Zone Revisions (Mr. Smart)
 - a) Caddo County - along US 281
 - b) Haskell County, City of Stigler, along SH-9 (City Concurrence)
4. County Bridge and Road Improvement Fund Force Account Projects (Mr. Johnson)
 - a) Bryan County - temporary crossing over North Branch Creek west of Blue
 - b) Caddo County - county bridge over tributary to Spring Creek north and east of US-9/SH-58 junction
 - c) Kingfisher County - county bridge over unnamed creek north and west of the US-81/SH-33 junction in Kingfisher
 - d) McClain County - county bridge over unnamed creek south and west of Stealy
 - e) McClain County - county bridge over unnamed creek south and east of Byars
 - f) Pontotoc County - county bridge over Buckhorn Creek north and west of Pickett
5. Programming of Federal Railroad Crossing Safety Funds - Section 130 Title 23 Funds for At-Grade Railroad Crossing Safety Project(s) (Mr. Kyle)

- a) Tulsa County - signal project in Tulsa with the Stillwater Central Railroad Company (Lewis Avenue)
- b) Tulsa County - signal project in Tulsa with the Stillwater Central Railroad Company (Apache Avenue)
- c) Tulsa County - signal/surface project near Collinsville with the Stillwater Central Railroad Company

ACTION: Dunegan moved and Benson seconded that Consent Docket Items 2 through 5 be approved as presented.

MOTION: Carried by the following vote:

AYES: Dunegan, Cooper, Overland, Benson, Benbrook, Burgess and Berry

NAYS:

ABSENT: Carlisle Mabrey

6. Disclosure of Acquisition of Right-Of-Way from an Oklahoma Department of Transportation Employee (Mr. Bell)

In the course of normal right-of-way acquisition, it has become necessary to acquire a portion of the ownership of a parcel of land in Sequoyah County from Thomas Locust, Jr. and Carolina Locust. Mr. Locust has been employed by ODOT since 1979. The owners have agreed to accept the Department's offer of \$20,000.00, and have signed all documents for conveyance of this property. Chairman Dan Overland and Director Gary Ridley have approved this conveyance and have signed all necessary documents. Subsequent to this public disclosure the Department shall proceed to consummate these negotiations as outlined above.

Information only; no Commission action necessary.

END OF CONSENT DOCKET

ITEMS PRESENTED BY THE ASSISTANT CHIEF ENGINEER/ASSISTANT DIRECTOR - PRE-CONSTRUCTION - Mr. Streb

7. Programming - Bridge Repair Projects

- a) Tulsa County - repair vehicle impact damage to a bridge located on US-75 over SH-20 on November 18, 2005. The estimated cost of this project is \$25,000.00 utilizing the annual state funds set aside for Bridge Division for similar projects. This project can be ready for a March 2006 letting. The party responsible for the damage is known.
- b) Tulsa County - repair vehicle impact damage to a bridge located on SH-266 over US-169 north of the I-44 junction. The estimated cost of this project is \$50,000.00 utilizing the annual state funds set aside for Bridge Division for similar projects. This project can be ready for a March 2006 letting. The party responsible for the damage is known.
- c) Pittsburg County - repair bridge located on US-69 over Peaceable Creek. The estimated cost of this project is \$35,000.00 utilizing the annual state funds set aside Bridge Division for similar projects. The project can be ready for an April 2006 letting.

ACTION: Dunegan moved and Cooper seconded that the items be approved as presented.

MOTION: Carried by the following vote:

AYES: Dunegan, Cooper, Overland, Benson, Benbrook, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

8. Supplemental Engineering Contracts

a) Statewide - All Districts - (E.C. 912 Bridge Overload Contract, Supplement No. 1)

Grossman & Keith was previously authorized to provide load studies to determine if bridges will carry permit load weights at various locations statewide. This supplemental agreement is required to continue providing engineering services in accordance with the provisions of the contract. The aggregate not to exceed amount for this supplemental agreement is \$125,000.00. The total Bridge Overload Services value, including supplementals, is \$325,000.00. The funding for this project is 100% State funds.

b) Custer County - Commission District V (E.C. 943, Supplement No. 1)

High Plains Technical Services, Inc., was previously authorized to prepare construction plans for the bridge and approach roadway replacement project of SH-54, north of I-40, at the bridges over Horse Creek and Deer Creek. This supplemental agreement is for additional services to update the survey information for the projects based on new field data. The additional not-to-exceed engineering fee for this supplement is \$12,090.00. The total engineering contract cost, including supplements, is \$294,390.00. Funding will be 80% federal funds and 20% soft match credit. Projects are currently scheduled in the 8 Year Construction Work Plan with scheduled letting dates of FFY 2009 and FFY 2010. The total combined estimate for construction of these projects is \$2,500,000.00.

ACTION: Burgess moved and Cooper seconded that the items be approved as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Benson, Benbrook, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

ITEM PRESENTED ON BEHALF OF THE DIRECTOR'S OFFICE - Mr. Surrent

9. Addition to the Lake Access Program - Okmulgee County

a) The City of Henryetta is requesting approval for a Lake Access Project for Nichols Park. The proposed project begins south of US-62/75 Business on Lake Road and extends east into the north entrance of Nichols Park. The Department's participation in the project shall not exceed \$300,000.00.

ACTION: Dunegan moved and Cooper seconded that the item be approved as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Benson, Benbrook, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

ITEMS PRESENTED BY THE PROGRAMS DIVISION MANAGER - Mr. Adkins

10. Lettings

- a) Deletions and Additions to the Bid Openings
- b) Final February 2006 Bid Opening
- c) Tentative March 2006 Bid Opening
- d) Tentative April 2006 Bid Opening

ACTION: Benbrook moved and Berry seconded that the items be approved as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Benson, Benbrook, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

ITEMS PRESENTED BY THE CONSTRUCTION DIVISION ENGINEER - Mr. Raymond

11. Change Orders Greater Than \$10,000.00 (presented by Mr. Evans)

- a) Caddo County - SH-19 - BHFY-108C(98)000/BPMIY-44-1(81)39 3B/
BHFY-126B(78)/BHFY-134C(45)/BHFY-143C(27) / 20850(05), \$51,433.70
- b) Canadian County - IS-40 - IMY-40-4(382)124 / 19571(04), \$145,566.51
- c) Carter County - SH-53 - BRFY-10C(308) / 13411(04), \$29,168.55
- d) Carter County - US-70 - NHY-022N(079) / 17006(10), \$397,371.46
- e) Cleveland County - IS-35 - IM-NHIY-35-3(108)119/IMY-35-3(240)119 / 00292(17), \$17,541.44
- f) Custer County - Co.Rd. - BRO-120D(78)CO / 20380(04), \$49,346.42
- g) Hughes County - SH-9 - BRFY-32C(184) / 12326(04), \$26,333.54
- h) Lincoln County - SH-99 - ACHPP-NH-424(01)/CIP-141N(27)IP / 12539(16), \$39,485.58
- i) Love County - IS-35 - IMY-35-1(125)000/BRIY-35-1(133)(134)008 / 19576(04), \$18,725.00
- j) Major County - US-412 - CIP-147N(39)IP / 17395(04), \$98,457.41
- k) Murray County - IS-35 - EMC-150N(064) / 22883(04), \$19,038.75
- l) Noble County - IS-35 - NHIY-35-4(196)177 / 20247(04), \$63,762.75
- m) Oklahoma County - SH-3A - BPMY-27N(004) 3B / 21194(04), \$13,633.13
- n) Oklahoma County - Ct.St. - STP-155B(317)AG / 19681(04), \$30,000.00
- o) Payne County - SH-18 - BRFY-160C(96) / 20250(04), \$15,634.38
- p) Pottawatomie County - Co.Rd. - BRO-163D(131)CO/STP-163D(151)CO / 20651(04), \$15,045.86
- q) Pottawatomie County - SH-102 - CIP-163C(19)IP / 16920(04), \$85,370.96
- r) Pushmataha County - SH-3 - EMC-164A(086) / 22813(04), \$20,400.00
- s) Rogers County - SH-20 - STPY-166B(001) / 09485(11), \$10,978.74

ACTION: Berry moved and Benson seconded that the items be approved as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Benson, Benbrook, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

ITEM PRESENTED BY THE DIRECTOR - Mr. Ridley

12. Emergency Declaration - Oklahoma County - Bridge I-40 Eastbound over Choctaw Road, east of I-240 Junction

On Tuesday December 7, 2005, the subject bridge was damaged by an over-height vehicle traveling southbound on Choctaw Road. The vehicle impacted the south beam in the center span of eastbound I-40. The damage was inspected by Division IV and the Bridge Division. Department forces do not have the capability to make repairs to the damaged beam. An emergency project needs to be done to repair the bridge, and to maintain the structural capacity at an acceptable level to the driving public.

Information only; no Commission action necessary.

ITEMS PRESENTED BY THE OFFICE ENGINEER - Mr. Schmitt

13. Awards

- a) Emergency Letting (described in Item 12 above) - information only
- b) Special Letting - January 4, 2006

ACTION: Cooper moved and Berry seconded that the items be approved as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Benson, Benbrook, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

ITEMS PRESENTED BY THE ASSISTANT DIRECTOR - FISCAL AND PROGRAMS - Mr. Patterson

14. FY 2006 Budget Revisions

- a) Chief Engineer requests a budget increase of \$61,000.00 to the Highway Construction Materials Tech Certification. Carryover from prior year budgets will provide this increase.
- b) Local Government Division requests an increase of \$2,500,000.00 to the County Equipment fund. Carryover from prior year budgets will fund this increase.
- c) AD Preconstruction is requesting to transfer \$127,990 from Planning and Research Division to Data Processing-Preconstruction. This will facilitate the "18 Month Ahead Project - Data Reconnaissance" objectives.
- d) Chief Engineer requests a budget increase of \$130,515.00 to the Rail Programs Division for contracts related to the Shawnee Branch rail line. Carryover from prior year budgets will provide this increase.

ACTION: Burgess moved and Benson seconded that the items be approved as presented.
MOTION: Carried by the following vote:
AYES: Dunegan, Cooper, Overland, Benson, Benbrook, Burgess and Berry
NAYS:
ABSENT: Carlisle Mabrey

ITEM PRESENTED BY THE DIRECTOR - Mr. Ridley

15. Director's Report

Director Ridley presented our new highway designation signs and gave a brief history what States' Departments of Transportation have done in the past. We have had the same signs for the last 45+ years. Because Oklahoma has a very unique shape, we are using the outline of the state with the highway number in the center. These signs will be in place in time for our Centennial celebrations in 2007.

Information only; no Commission action necessary.

Director Ridley discussed salary surveys which were used by ODOT to determine prevailing market rates for benchmark jobs at ODOT. Comprehensive salary reviews were originally planned for every two years. Economic downturns in our State, terrorist attacks, etc., have prevented any changes being made in Department salaries in the last few years. A market study was done earlier this year and has been approved by OPM. He stated that 135 classes were studied, and that 85 classes within our Agency were affected as a result of these surveys. Director Ridley said that 40-45 percent of our agency personnel will be affected by these salary adjustments.

Information only; no Commission action necessary.

Director Ridley gave a federal funding update and said we have received a partial list of numbers relating to federal funding and that these numbers are less than we expected. He also stated that we will present our 8 Year Construction Work Plan in February, knowing that we will change it again in June, and at that time we have a better feel what our formula (Federal Highway Administration) funds will be.

Information only; no Commission action necessary.

Chairman Overland announced that our next Transportation Commission Meeting will be held on February 13, 2006.

Meeting adjourned at 11:22 a.m.

Approval of the minutes of the Regular Transportation Commission Meeting of January 9, 2006

Dan Overland - Chairman

James H. Dunegan - Vice Chairman

(Seal)